IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 14TH MARCH 2007 / 23RD PHALGUNA 1928

WP(C).No. 782 of 2004(R)

PETITIONER:

LAKSHMIKUTTY AMMA, W/O.KRISHNAN NAIR,
HARISREE, MOUNTAIN ROAD, VYTTILA, COCHIN 682 019.

BY ADV. SRI.M.RAJESH KUMAR

RESPONDENTS:
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1. THE CORPORATION OF COCHIN,
REP. BY ITS SECRETARY, PARK AVENUE, COCHIN -11.

2. TAXATION AND FINANCE STANDING COMMITTEE,
REP. BY ITS CHAIRMAN, CORPORATION OF COCHIN,
PARK AVENUE, COCHIN -11.

3. THE REVENUE INSPECTOR,
CORPORATION OF COCHIN,
PARK AVENUE, COCHIN -11.

ADV. SRI. K. ANAND, SC
ADV. SRI.N.M.MOHAMMED AYUB

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 782/2004 R

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE ORDER DT. 4/2/2003 BY THE SECRETARY CORPORATION OF COCHIN.

EXT.P2. COPY OF THE ORDER DT. 4/2/2003 ISSUED BY THE SECRETARY CORPORATION OF COCHIN.

EXT.P3. COPY OF THE PROCEEDINGS DT. 21/10/2003 OF THE SECRETARY CORPORATION OF COCHIN.

RESPONDENT'S EXHIBITS

EXT.R1A. COPY OF THE SPECIAL NOTICE NO. 17615, DT. NIL BY CORPORATION OF COCHIN TO PETITIONER AND OTHERS.

EXT.R1B. COPY OF THE SPECIAL NOTICE NO. 17616, DT. 3/1/2002, ISSUED BY CORPORATION OF KOCHI, TO THE PETITIONER AND OTHERS.

EXT.R1C. COPY OF THE APPEAL DT. 3/4/2003 BY THE PETITIONER TO THE R2.

True copy

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KURIAN JOSEPH, J.

W.P.(C) No.782 of 2004

Dated 14th March, 2007.

J U D G M E N T

Petitioner is aggrieved by Ext.P3 in the matter of building tax. All the averments taken in the writ petition have been dealt with in the counter affidavit. There is no reply. Since Ext.P3 is an appealable order, and in view of the dispute on the facts, it is not necessary for this Court at this stage to go into the disputed facts. The writ petition is hence disposed of as follows :-

In case the petitioner files an appeal within six weeks from today, the same shall be treated to have been instituted in time. Thereafter, the appeal will be disposed of expeditiously. It will be open to the petitioner to approach the appellate authority for appropriate interim orders. In order to enable the petitioner to work out the relief as above, the interim order dated 9.1.2004 will continue for another three months.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 14th March, 2007.